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(19)  
11-25-02  
SC

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MAUREEN L. KRAUSE,	:	NO. 1:00-CV-1922
Petitioner :		
	:	FILED
v.	:	HARRISBURG, PA
	:	NOV 22 2002
THE ESTATE OF GERALD K.	:	
KRAUSE, SR., and	:	MARY E. D'ANDREA, CLERK
BARBARA KRAUSE,	:	Per <u>[Signature]</u> <u>Deputy Clerk</u>
Respondents :		Magistrate Judge Smyser

**NOTICE OF APPEAL**

Notice is hereby given that the Estate of Gerald K. Krause, Sr., and Barbara Krause, Respondents in the above named case hereby appeal to the United States Court of Appeals for the Third Circuit from the Memorandum and Order entered in this action on the 24<sup>th</sup> day of October, 2002, which states:

AND NOW, this 24<sup>th</sup> day of October, 2002, it is hereby ordered that the Petitioner's motion to remand (doc. 13) is GRANTED. The Clerk of the Corut is directed to remand this action to the Court of Common Pleas of Lebanon County, Pennsylvania. The trial scheduled for

December 2, 2002 and the pretrial conference scheduled for November 21, 2002 are canceled.

/s/ J. Andrew Smyser  
Magistrate Judge

Respectfully submitted,

Wendy Dullea Bowie  
WENDY DULLEA BOWIE  
Attorney for Respondents  
4294 Wimbledon Drive  
P.O. Box 61974  
Harrisburg, PA 17106-1974  
Phone: 717-541-0563

**INFORMATION STATEMENT TO BE COMPLETED BY U.S. DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA  
HARRISBURG, PA**

**CAPTION:**

MAUREEN L. KRAUSE  
Vs  
THE ESTATE OF GERALD K. KRAUSE, SR.  
And BARBARA KRAUSE

**DISTRICT COURT NO.** 1:00-cv-1922

**CT. OF APPEALS NO.** \_\_\_\_\_

**NOTICE OF APPEAL FILED** November 22, 2002

**COURT REPORTER(S)** \_\_\_\_\_

**FILING FEE:**

NOTICE OF APPEAL X PAID    NOT PAID    SEAMAN

DOCKET FEE    X PAID    NOT PAID    USA

**CJA APPOINTMENT:** (Attach Copy of Order)

- PRIVATE ATTORNEY  
   DEFENDER ASSOCIATION OR FEDERAL PUBLIC DEFENDER  
   MOTION PENDING

**LEAVE TO PROCEED IN FORMA PAUPERIS STATUS, IF APPLICABLE:**

(Attach Copy of Order)

- MOTION GRANTED(IN FIRST INSTANCE)  
   MOTION DENIED (IN FIRST INSTANCE)  
   MOTION PENDING BEFORE DISTRICT JUDGE

**CERTIFICATE OF PROBABLE CAUSE (STATE HABEAS CORPUS):**

(Attach copy of Order)

- GRANTED  
   DENIED  
   PENDING

**COPIES TO:**

Magistrate Judge J. Andrew Smyser  
Joseph M. Hill, Jr., Esquire  
Wendy Dullea Bowie, Esquire  
Jeffrey R. Schott, Esquire  
Jason M. Weinstock, Esquire  
File Copy

**PREPARED BY** Shawna L. Cihak  
**Deputy Clerk**

**Date:** November 25, 2002



MARY E. D'ANDREA  
Clerk of Court

UNITED STATES DISTRICT COURT  
for the  
MIDDLE DISTRICT OF PENNSYLVANIA  
William J. Nealon Federal Bldg & U.S. Courthouse  
235 North Washington Avenue  
P.O. Box 1148  
Scranton, PA 18501-1148

Divisional Offices:

Harrisburg: (717) 221-3920  
Williamsport: (570) 323-6380

Office of the Clerk  
United States Court of Appeals  
for the Third Circuit  
21400 United States Courthouse  
601 Market Street  
Philadelphia, PA 19106-1790

RE: **KRAUSE v. KRAUSE**  
**USDC NO: 1:00-CV-1922**  
**USCA NO:**  
**E-mail Account: All correspondence should be sent to the e-mail account:**  
**PAMDAPPEAL1**

Dear Ms. Waldron:

A *Notice of Appeal* was filed in the above-referenced case.

\_\_\_\_\_ **Civil Prisoner Case: Case file and docket sheet available through RACER.**

\_\_\_\_\_ **Non-Prisoner Pro Se Civil Case: Notice of Appeal and Docket Sheet available through RACER.**

X **Non-Prisoner Civil Case or Criminal Case: Notice of Appeal and Docket Sheet available through RACER.**

\_\_\_\_\_ **Civil Prisoner Case: \_\_\_\_\_ Supplemental Record filed. Documents and docket sheet available through RACER.**

\_\_\_\_\_ **Non-Prisoner Civil Case or Criminal Case:  
\_\_\_\_\_  
Supplemental Record filed. Docket Sheet available through RACER.**

**The Clerk's Office hereby certifies the record and the docket sheet available through RACER to be the certified list in lieu of the record and/or the certified copy of the docket entries.**

Very truly yours,

s/ Shawna L. Cihak  
Deputy Clerk

Date: November 25, 2002